



Queensland

# **Nature Conservation and Other Legislation Amendment Bill 2016**

**Includes amendments agreed during Consideration**





Queensland

# Nature Conservation and Other Legislation Amendment Bill 2016

## Contents

		Page
<b>Part 1</b>	<b>Preliminary</b>	
1	Short title . . . . .	6
2	Commencement . . . . .	6
<b>Part 2</b>	<b>Amendment of Nature Conservation Act 1992</b>	
3	Act amended . . . . .	6
4	Amendment of s 4 (Object of Act) . . . . .	6
5	Amendment of s 5 (How object is to be achieved) . . . . .	7
6	Amendment of s 14 (Classes of protected areas to which Act applies) . . . . .	7
7	Insertion of new s 16 . . . . .	7
	16 Management principles of national parks (scientific) . . . . .	7
8	Amendment of s 17 (Management principles of national parks) . . . . .	8
9	Replacement of s 21 (Management principles of regional parks) . . . . .	9
	21 Management principles of conservation parks . . . . .	9
	21A Management principles of resources reserves . . . . .	9
10	Amendment of s 27 (Prohibition on mining, geothermal activities and GHG storage activities) . . . . .	10
11	Amendment of s 28 (Meaning of protected area in division) . . . . .	10
12	Amendment of s 29 (Dedication of protected areas) . . . . .	11
13	Amendment of s 31 (Trustees of protected areas) . . . . .	11
14	Amendment of s 34 (Leases etc. over protected areas) . . . . .	11
14A	Amendment of s 37 (Chief executive's powers to renew existing authorities for national parks) . . . . .	12
14B	Amendment of s 38 (Leases may be granted under Land Act 1994) . . . . .	12
15	Amendment of s 39D (Definition for sdiv 4A) . . . . .	12
16	Replacement of pt 4, div 3A, hdg (Special management areas and resource use areas) . . . . .	12
17	Amendment of s 42A (Declaration of special management area) . . . . .	12

## Nature Conservation and Other Legislation Amendment Bill 2016

### Contents

---

18	Amendment of s 42B (When declaration of special management area ends) . . . . .	14
19	Omission of s 42C (Declaration of resource use area) . . . . .	14
20	Amendment of s 61 (Property in cultural and natural resources) .	14
21	Amendment of s 62 (Restriction on taking etc. of cultural and natural resources of protected areas) . . . . .	14
22	Amendment of s 69 (Preservation of landholders' interests) . . . .	14
23	Amendment of s 70 (Unlawful use of certain words) . . . . .	15
24	Amendment of s 70AA (Regulations may define extent of area) .	15
25	Amendment of s 70B (Definitions for pt 4A) . . . . .	15
26	Amendment of s 111 (Chief executive to prepare management statement) . . . . .	15
27	Amendment of s 120A (Procedures for amending management plan)	16
27A	Insertion of new s 120AB . . . . .	16
	120AB Amendment of management plans for particular land	16
28	Amendment of s 142 (Protection from liability). . . . .	17
29	Omission of s 173S (Permit for grazing stock in particular protected areas for emergency drought relief) . . . . .	17
30	Replacement of pt 12, div 6, hdg (Transitional provision for Environmental Offsets Act 2014) . . . . .	17
	Division 6 Transitional provisions for Nature Conservation and Other Legislation Amendment Act 2016	
	205 Definitions for division. . . . .	17
	206 Application of division. . . . .	18
	207 Special management area (scientific) taken to be national park (scientific) . . . . .	18
	208 Regional park (general) taken to be conservation park	18
	209 Regional park (resource use area) taken to be resources reserve . . . . .	18
	210 References to particular protected areas . . . . .	18
	211 Trustees of regional park (general). . . . .	19
	212 Trustees of regional park (resource use area) . . . . .	19
	213 Change in class does not affect instruments applying to an area . . . . .	20
	214 Deciding application for relevant authorities . . . . .	21
31	Amendment of schedule (Dictionary) . . . . .	22
<b>Part 3</b>	<b>Amendment of Aboriginal Land Act 1991</b>	
32	Act amended . . . . .	22

---

## Nature Conservation and Other Legislation Amendment Bill 2016

### Contents

33	Amendment of pt 11, div 2, hdg (National parks in Cape York Peninsula Region) . . . . .	23
34	Amendment of s 173 (Requirements about grant of national parks in Cape York Peninsula Region) . . . . .	23
35	Replacement of s 174 (Particular national parks taken to be transferable land) . . . . .	24
	174 Prescribed protected areas are transferable land . . .	24
<b>Part 5</b>	<b>Amendment of Land Act 1994</b>	
38	Act amended . . . . .	24
39	Amendment of s 164 (What is a rolling term lease) . . . . .	24
40	Amendment of s 164A (Approval of lease as a rolling term lease)	25
41	Amendment of s 164B (Identification of lease as a rolling term lease)	25
42	Amendment of s 164H (Application for term lease renewal may become extension application) . . . . .	25
43	Insertion of new ch 9, pt 1N . . . . .	25
	Part 1N Transitional provisions for Nature Conservation and Other Legislation Amendment Act 2016	
	521ZP Definitions for part . . . . .	26
	521ZQ Protected area lease is not a rolling term lease . . . . .	26
	521ZR Extension application for protected area lease. . . . .	26
<b>Part 6</b>	<b>Amendment of Marine Parks Act 2004</b>	
44	Act amended . . . . .	27
45	Amendment of s 36 (Notice of draft amendment) . . . . .	27
<b>Part 7</b>	<b>Amendment of Recreation Areas Management Act 2006</b>	
46	Act amended . . . . .	27
47	Amendment of s 27 (Exceptions from ss 25 and 26) . . . . .	28
<b>Part 8</b>	<b>Minor and consequential amendments</b>	
48	Acts amended . . . . .	28
<b>Schedule 1</b>	<b>Minor and consequential amendments</b> . . . . .	29
	Aboriginal Land Act 1991 . . . . .	29
	Biodiscovery Act 2004 . . . . .	29
	Environmental Protection Act 1994 . . . . .	30
	Forestry Act 1959 . . . . .	30
	Fossicking Act 1994 . . . . .	31
	Geothermal Energy Act 2010 . . . . .	32
	Greenhouse Gas Storage Act 2009 . . . . .	32
	Land Act 1994 . . . . .	33

## Nature Conservation and Other Legislation Amendment Bill 2016

### Contents

---

Land Protection (Pest and Stock Route Management) Act 2002 .	34
Liquor Act 1992 . . . . .	35
Mineral and Energy Resources (Common Provisions) Act 2014 .	35
Mineral Resources Act 1989 . . . . .	36
Petroleum Act 1923 . . . . .	37
Petroleum and Gas (Production and Safety) Act 2004 . . . . .	37
Vegetation Management Act 1999 . . . . .	38

| 2016

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## A Bill

for

***An Act to amend the *Aboriginal Land Act 1991*, the *Environmental Protection Act 1994*, the *Land Act 1994*, the *Marine Parks Act 2004*, the *Nature Conservation Act 1992*, the *Recreation Areas Management Act 2006* and the Acts mentioned in schedule 1 for particular purposes***

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[s 1]

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**The Parliament of Queensland enacts—**

## **Part 1 Preliminary**

### **1 Short title**

This Act may be cited as the *Nature Conservation and Other Legislation Amendment Act 2016*.

### **2 Commencement**

The following provisions commence on 1 July 2016—

- (a) part 2, other than sections 3, 4, 5, 27, 27A and 29;
- (b) part 8;
- (c) schedule 1.

## **Part 2 Amendment of Nature Conservation Act 1992**

### **3 Act amended**

This part amends the *Nature Conservation Act 1992*.

### **4 Amendment of s 4 (Object of Act)**

Section 4, from ‘nature while’—

*omit, insert—*

nature while allowing for the involvement of indigenous people in the management of protected areas in which they have an interest under Aboriginal tradition or Island custom.



**5 Amendment of s 5 (How object is to be achieved)**

Section 5, ‘object of this Act’—

*omit, insert—*

conservation of nature

**6 Amendment of s 14 (Classes of protected areas to which Act applies)**

Section 14(a) to (g)—

*omit, insert—*

- (a) national parks (scientific); and
- (b) national parks; and
- (c) national parks (Aboriginal land); and
- (d) national parks (Torres Strait Islander land); and
- (e) national parks (Cape York Peninsula Aboriginal land); and
- (f) conservation parks; and
- (g) resources reserves; and
- (h) nature refuges; and
- (i) coordinated conservation areas.

**7 Insertion of new s 16**

After section 15—

*insert—*

**16 Management principles of national parks (scientific)**

- (1) A national park (scientific) is to be managed to—
  - (a) protect the area’s exceptional scientific values and, in particular—

[s 8]

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- (i) to ensure that the processes of nature continue unaffected in the area; and
  - (ii) to protect the area's biological diversity to the greatest possible extent; and
- (b) allow controlled scientific study and monitoring of the area's natural resources.
- (2) However, if threatened wildlife is a significant natural resource for the area, management of the area may include—
  - (a) manipulation of the wildlife's habitat; and
  - (b) the control of threatening processes relating to the wildlife, including threatening processes caused by other wildlife.
- (3) Subject to subsections (1) and (2), a national park (scientific), or a part of a national park (scientific), that is also an indigenous joint management area is to be managed, as far as practicable, in a way that is consistent with any Aboriginal tradition applicable to the area, including any tradition relating to activities in the area.

## **8 Amendment of s 17 (Management principles of national parks)**

Section 17(1A)—

*omit, insert—*

- (1A) However, if the whole or part of a national park is declared as a special management area (controlled action), the management of the park or part may include the following—
  - (a) the manipulation of the area's natural and cultural resources to protect or restore the area's natural or cultural values;

- (b) the continuation of an existing use of the area consistent with maintaining the area's natural and cultural values.

**9 Replacement of s 21 (Management principles of regional parks)**

Section 21—

*omit, insert—*

**21 Management principles of conservation parks**

- (1) A conservation park is to be managed to—
  - (a) conserve and present the area's cultural and natural resources and their values; and
  - (b) provide for the permanent conservation of the area's natural condition to the greatest possible extent; and
  - (c) provide opportunities for educational and recreational activities in a way consistent with the area's natural and cultural resources and values; and
  - (d) ensure that any commercial use of the area's natural resources, including fishing and grazing, is ecologically sustainable.
- (2) Subject to subsection (1), a conservation park, or a part of a conservation park, that is also an indigenous joint management area is to be managed, as far as practicable, in a way that is consistent with any Aboriginal tradition applicable to the area, including any tradition relating to activities in the area.

**21A Management principles of resources reserves**

- (1) Subject to subsection (2), a resources reserve is to be managed to—

[s 10]

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- (a) recognise and, if appropriate, protect the area's cultural and natural resources; and
  - (b) provide for the controlled use of the area's cultural and natural resources; and
  - (c) ensure that the area is maintained predominantly in its natural condition.
- (2) The felling of timber for a commercial purpose must not be conducted in a resources reserve.
- (3) Subject to subsections (1) and (2), a resources reserve, or a part of a resources reserve, that is also an indigenous joint management area is to be managed, as far as practicable, in a way that is consistent with any Aboriginal tradition applicable to the area, including any tradition relating to activities in the area.

**10 Amendment of s 27 (Prohibition on mining, geothermal activities and GHG storage activities)**

Section 27(1)(a) to (e)—

*omit, insert—*

- (a) a national park (scientific); or
- (b) a national park; or
- (c) a national park (Aboriginal land); or
- (d) a national park (Torres Strait Islander land); or
- (e) a national park (Cape York Peninsula Aboriginal land); or
- (f) a conservation park.

**11 Amendment of s 28 (Meaning of *protected area* in division)**

Section 28, definition *protected area*—

*omit, insert—*

***protected area*** means—

- (a) a national park (scientific); or
- (b) a national park; or
- (c) a conservation park; or
- (d) a resources reserve.

**12 Amendment of s 29 (Dedication of protected areas)**

Section 29(1)(a) and (b)—

*omit, insert—*

- (a) a national park (scientific); or
- (b) a national park; or
- (c) a conservation park; or
- (d) a resources reserve.

**13 Amendment of s 31 (Trustees of protected areas)**

Section 31(1), ‘regional park’—

*omit, insert—*

conservation park or resources reserve

**14 Amendment of s 34 (Leases etc. over protected areas)**

(1) Section 34(1)(a)(i), after ‘national park’—

*insert—*

(scientific) or national park

(2) Section 34(1)(a)(ii), ‘regional park’—

*omit, insert—*

conservation park or resources reserve

[s 14A]

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**14A Amendment of s 37 (Chief executive's powers to renew existing authorities for national parks)**

Section 37(6) and note—

*omit.*

**14B Amendment of s 38 (Leases may be granted under Land Act 1994)**

(1) Section 38(2)(b), 'be'—

*omit, insert—*

for a lease other than a rolling term lease under the  
*Land Act 1994*—be

(2) Section 38(4) and note—

*omit.*

**15 Amendment of s 39D (Definition for sdiv 4A)**

Section 39D, definition *owner*, 'regional park'—

*omit, insert—*

conservation park or resources reserve

**16 Replacement of pt 4, div 3A, hdg (Special management areas and resource use areas)**

Part 4, division 3A, heading—

*omit, insert—*

**Division 3A      Special management areas  
(controlled action)**

**17 Amendment of s 42A (Declaration of special management area)**

(1) Section 42A, heading, after 'area'—

*insert—*

**(controlled action)**

(2) Section 42A(1)—

*omit, insert—*

- (1) The chief executive may, by notice, declare a prescribed national park, or part of a prescribed national park, as a special management area (controlled action) to allow activities of a type, or for a purpose, stated in—

- (a) section 17(1A)(a); or
- (b) section 17(1A)(b); or
- (c) section 17(1A)(a) and (b).

- (1A) However, if the prescribed national park is a national park (Cape York Peninsula Aboriginal land), the chief executive may only declare the special management area (controlled action) with the consent of the indigenous landholder for the land.

(3) Section 42A(2) and (3), after ‘special management area’—

*insert—*

(controlled action)

(4) Section 42A(4), definition *prescribed activities*, after ‘special management area’—

*insert—*

(controlled action)

(5) Section 42A(4), definition *prescribed national park*—

*omit, insert—*

***prescribed national park*** means—

- (a) a national park; or
- (b) a national park (Aboriginal land); or
- (c) a national park (Torres Strait Islander land);  
or

[s 18]

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(d) a national park (Cape York Peninsula  
Aboriginal land).

**18 Amendment of s 42B (When declaration of special  
management area ends)**

Section 42B, after ‘special management area’—

*insert—*

(controlled action)

**19 Omission of s 42C (Declaration of resource use area)**

Section 42C—

*omit.*

**20 Amendment of s 61 (Property in cultural and natural  
resources)**

Section 61(1), ‘national park or regional park’—

*omit, insert—*

national park (scientific), national park, conservation  
park or resources reserve

**21 Amendment of s 62 (Restriction on taking etc. of cultural  
and natural resources of protected areas)**

Section 62(1)(e), ‘regional park,’—

*omit, insert—*

conservation park, resources reserve,

**22 Amendment of s 69 (Preservation of landholders’  
interests)**

Section 69(1)(b), ‘or resource use area’—

*omit, insert—*



(controlled action)

**23 Amendment of s 70 (Unlawful use of certain words)**

Section 70(3), after ‘park’—

*insert—*

or ‘conservation park’

**24 Amendment of s 70AA (Regulations may define extent of area)**

Section 70AA(1), ‘42AJ(2), 42C’—

*omit, insert—*

42AJ(2)

**25 Amendment of s 70B (Definitions for pt 4A)**

Section 70B, definition *protected area*—

*omit, insert—*

***protected area*** means—

- (a) a national park (scientific); or
- (b) a national park; or
- (c) a conservation park; or
- (d) a resources reserve.

**26 Amendment of s 111 (Chief executive to prepare management statement)**

Section 111(1)(a)(i) to (iii)—

*omit, insert—*

- (i) a national park (scientific); or
- (ii) a national park; or

[s 27]

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- (iii) a national park (Cape York Peninsula Aboriginal land); or
- (iv) a conservation park; or
- (v) a resources reserve; or

**27 Amendment of s 120A (Procedures for amending management plan)**

- (1) Section 120A(2)(a)(iii)—  
*omit.*
- (2) Section 120A(2)(a)(iv)—  
*renumber* as section 120A(2)(a)(iii).
- (3) Section 120A(3)—  
*omit.*

**27A Insertion of new s 120AB**

After section 120A—

*insert—*

**120AB Amendment of management plans for particular land**

- (1) This section applies in relation to the amendment of a management plan for land in a national park (Cape York Peninsula Aboriginal land) or an indigenous joint management area.
- (2) The amendment of the management plan must be prepared jointly with the indigenous landholder for the land.
- (3) The management plan as amended must be consistent with any indigenous land use agreement or indigenous management agreement for the land.
- (4) This section does not limit section 120A.

**28 Amendment of s 142 (Protection from liability)**

Section 142(7), definition *State protected area*—

*omit, insert—*

***State protected area*** means—

- (a) a national park (scientific); or
- (b) a national park; or
- (c) a national park (Aboriginal land); or
- (d) a national park (Torres Strait Islander land);  
or
- (e) a national park (Cape York Peninsula  
Aboriginal land); or
- (f) a conservation park; or
- (g) a resources reserve.

**29 Omission of s 173S (Permit for grazing stock in particular protected areas for emergency drought relief)**

Section 173S—

*omit.*

**30 Replacement of pt 12, div 6, hdg (Transitional provision for Environmental Offsets Act 2014)**

Part 12, division 6, heading—

*omit, insert—*

**Division 6 Transitional provisions for  
Nature Conservation and  
Other Legislation  
Amendment Act 2016**

**205 Definitions for division**

In this division—

[s 30]

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*old class*, of protected area, means—

- (a) a national park in which an area of the national park was declared as a special management area (scientific) under the unamended Act; or
- (b) a regional park under the unamended Act.

*unamended Act* means this Act as in force immediately before the commencement.

## **206 Application of division**

This division applies despite any provision of division 5.

## **207 Special management area (scientific) taken to be national park (scientific)**

On the commencement, each special management area (scientific) under the unamended Act is taken to be a national park (scientific).

## **208 Regional park (general) taken to be conservation park**

On the commencement, each regional park (general) under the unamended Act is taken to be a conservation park.

## **209 Regional park (resource use area) taken to be resources reserve**

On the commencement, each regional park (resource use area) under the unamended Act is taken to be a resources reserve.

## **210 References to particular protected areas**

From the commencement, in an Act or document—

- (a) a reference to a special management area (scientific) may, if the context permits, be taken to be a reference to a national park (scientific); and
- (b) a reference to a regional park may, if the context permits, be taken to be a reference to a conservation park or resources reserve; and
- (c) a reference to a regional park (general) may, if the context permits, be taken to be a reference to a conservation park; and
- (d) a reference to a regional park (resource use area) may, if the context permits, be taken to be a reference to a resources reserve.

#### **211 Trustees of regional park (general)**

- (1) This section applies if, immediately before the commencement, an area was a regional park (general) under the management of trustees under this Act.
- (2) A person who was, immediately before the commencement, a trustee of the area under this Act, continues to be a trustee of the area as a conservation park under this Act.
- (3) The trust over the area continues as a trust under this Act over the area as a conservation park.

#### **212 Trustees of regional park (resource use area)**

- (1) This section applies if, immediately before the commencement, an area was a regional park (resource use area) under the management of trustees under this Act.
- (2) A person who was, immediately before the commencement, a trustee of the area under this

[s 30]

---

Act, continues to be a trustee of the area as a resources reserve under this Act.

- (3) The trust over the area continues as a trust under this Act over the area as a resources reserve.

### **213 Change in class does not affect instruments applying to an area**

- (1) This section applies if, under this division, an area is changed from an old class of protected area to another class of protected area (the *new class*).
- (2) Any of the following (each a *relevant instrument*) in force for the area immediately before the commencement continues to apply to the area as a protected area of the new class—
- (a) a lease, agreement, licence, permit or other authority under this Act or another Act;
  - (b) a management statement;
  - (c) a management plan;
  - (d) a direction, requirement, notice or decision given or made, in writing, under this Act.
- (3) The relevant instrument continues in force for the area until it expires, is terminated or repealed or otherwise ends under its terms, under this Act or another Act.
- (4) Subsections (2) and (3) apply even if the relevant instrument authorises the carrying out of activities in the area that are not consistent with the management principles for protected areas of the new class.

## **214 Deciding application for relevant authorities**

- (1) This section applies to an application for a lease, agreement, licence, permit or other authority (the *relevant authority*) that—
  - (a) was made, but not decided, under this Act before the commencement; and
  - (b) is for a protected area of an old class that, under this division, is changed to a protected area of another class (the *new class*).
- (2) The application is to be decided, as an application for the relevant authority for a protected area of the old class—
  - (a) under this Act as in force before the commencement; and
  - (b) as if the *Nature Conservation and Other Legislation Amendment Act 2016* had not been enacted.
- (3) If the application is granted, the chief executive must give or grant to the applicant the relevant authority for the area as a protected area of the new class.
- (4) To remove any doubt, it is declared that subsection (3) applies even if the carrying out of the activities under the relevant authority is not consistent with the management principles for protected areas of the new class.
- (5) However, the grounds on which the chief executive may refuse an application to renew the relevant authority include the ground that the carrying out of the activities under the authority is not consistent with the management principles for protected areas of the new class.

[s 31]

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### 31 Amendment of schedule (Dictionary)

- (1) Schedule, definitions *prescribed protected area*, *regional park*, *regional park (general)*, *regional park (resource use area)*, *special management area* and *special management area (scientific)*—

*omit.*

- (2) Schedule—

*insert—*

***conservation park*** means an area dedicated under this Act as a conservation park.

***national park (scientific)*** means an area dedicated under this Act as a national park (scientific).

***prescribed protected area*** means a protected area of a following class—

- (a) national park (scientific);
- (b) national park;
- (c) conservation park;
- (d) resources reserve.

***resources reserve*** means an area dedicated under this Act as a resources reserve.

## Part 3 Amendment of Aboriginal Land Act 1991

### 32 Act amended

This part amends the *Aboriginal Land Act 1991*.

*Note—*

See also the amendments in schedule 1.



**33 Amendment of pt 11, div 2, hdg (National parks in Cape York Peninsula Region)**

Part 11, division 2, heading, 'National parks'—

*omit, insert—*

**Protected areas**

**34 Amendment of s 173 (Requirements about grant of national parks in Cape York Peninsula Region)**

(1) Section 173, heading, 'national parks'—

*omit, insert—*

**prescribed protected areas**

(2) Section 173(1), from 'a national park' to '*national park land*'—

*omit, insert—*

a prescribed protected area in the Cape York Peninsula Region (the *park land*)

(3) Section 173(2) and (3), 'national park land'—

*omit, insert—*

park land

(4) Section 173—

*insert—*

(4) In this section—

***prescribed protected area*** means—

(a) a national park; or

(b) a regional park under the *Nature Conservation Act 1992* prescribed by regulation.

[s 35]

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**35 Replacement of s 174 (Particular national parks taken to be transferable land)**

Section 174—

*omit, insert—*

**174 Prescribed protected areas are transferable land**

- (1) A prescribed protected area in the Cape York Peninsula Region is transferable land for the purposes of this Act.
- (2) In this section—  
*prescribed protected area* see section 173(4).

## **Part 5 Amendment of Land Act 1994**

**38 Act amended**

This part amends the *Land Act 1994*.

*Note—*

See also the amendments in schedule 1.

**39 Amendment of s 164 (What is a *rolling term lease*)**

- (1) Section 164(1)(b) and (c)—

*omit, insert—*

- (b) it is a lease used for agriculture, grazing or pastoral purposes and the lease land is—
  - (i) rural leasehold land the area of which is 100ha or more; or
  - (ii) rural leasehold land the area of which is less than 100ha and the Minister has approved the lease as a rolling term lease; or

(iii) land that is not rural leasehold land and is not within a nature conservation area or specified national park;

(2) Section 164(1)(d)—

*renumber* as section 164(1)(c).

(3) Section 164(1)(c), as renumbered, example, ‘*paragraph (d)*’—

*omit, insert*—

*paragraph (c)*

**40 Amendment of s 164A (Approval of lease as a rolling term lease)**

Section 164A, ‘section 164(1)(c)’—

*omit, insert*—

section 164(1)(b)(ii)

**41 Amendment of s 164B (Identification of lease as a rolling term lease)**

Section 164B(1) and (3)(c), ‘section 164(1)(c)’—

*omit, insert*—

section 164(1)(b)(ii)

**42 Amendment of s 164H (Application for term lease renewal may become extension application)**

Section 164H(1)(c), ‘164(1)(c)’—

*omit, insert*—

section 164(1)(b)(ii)

**43 Insertion of new ch 9, pt 1N**

Chapter 9—

[s 43]

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*insert—*

**Part 1N                      Transitional provisions  
for Nature  
Conservation and  
Other Legislation  
Amendment Act 2016**

**521ZP Definitions for part**

In this part—

*protected area lease* means a rolling term lease under the unamended Act, section 164(1)(b) in which the lease land, or part of the lease land, is within a nature conservation area or specified national park.

*unamended Act* means this Act as in force before the commencement.

**521ZQ Protected area lease is not a rolling term lease**

On the commencement—

- (a) a protected area lease stops being a rolling term lease; and
- (b) chapter 4, part 3, division 2, subdivision 3 does not apply to a protected area lease.

**521ZR Extension application for protected area lease**

- (1) This section applies to an application for the extension of the term of a protected area lease under the unamended Act, section 164C if—
  - (a) the application was made before the commencement; and

- (b) on the commencement, the extension has not been granted or refused.
- (2) The application is taken to have been withdrawn.

## **Part 6                      Amendment of Marine Parks Act 2004**

### **44      Act amended**

This part amends the *Marine Parks Act 2004*.

### **45      Amendment of s 36 (Notice of draft amendment)**

- (1) Section 36(5)(c)—  
*omit.*
- (2) Section 36(7)—  
*omit.*
- (3) Section 36(8)—  
*renumber* as section 36(7).

## **Part 7                      Amendment of Recreation Areas Management Act 2006**

### **46      Act amended**

This part amends the *Recreation Areas Management Act 2006*.

[s 47]

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**47 Amendment of s 27 (Exceptions from ss 25 and 26)**

(1) Section 27(1)(c)—

*omit.*

(2) Section 27(3)—

*omit.*

**Part 8 Minor and consequential  
amendments**

**48 Acts amended**

Schedule 1 amends the Acts it mentions.

## **Schedule 1      Minor and consequential amendments**

section 48

### **Aboriginal Land Act 1991**

- 1      Section 173(4), definition *prescribed protected area*,  
paragraph (b), ‘regional park’—**

*omit, insert—*

resources reserve

- 2      Section 175(4), definition *prescribed protected area*, ‘or a  
regional park’—**

*omit, insert—*

(scientific), national park, conservation park or  
resources reserve

### **Biodiscovery Act 2004**

- 1      Section 24(1)(a), after ‘park’—**

*insert—*

(scientific) or national park

## Environmental Protection Act 1994

**1 Section 38(2)(k)(iii), ‘national park,’—**

*omit, insert—*

national park (scientific), national park,

**2 Section 38(2)(k)(iv), ‘regional park (general)’—**

*omit, insert—*

conservation park or resources reserve

**3 Section 579(6), definition *owner*, paragraph (d), ‘regional park’—**

*omit, insert—*

conservation park or resources reserve

**4 Section 579(6), definition *owner*, paragraph (d)(i), after ‘park’—**

*insert—*

or reserve

**5 Section 579(6), definition *owner*, paragraph (e)(iii), ‘national park,’—**

*omit, insert—*

national park (scientific), national park,

## Forestry Act 1959

**1 Schedule 3, definition *protected area*—**

*omit, insert—*



***protected area*** means any of the following under the *Nature Conservation Act 1992*—

- (a) a national park (scientific);
- (b) a national park;
- (c) a national park (Aboriginal land);
- (d) a national park (Torres Strait Islander land);
- (e) a national park (Cape York Peninsula Aboriginal land);
- (f) a conservation park;
- (g) a resources reserve.

## **Fossicking Act 1994**

### **1 Section 3, definition *protected area*, paragraph (a)—** *omit, insert—*

- (a) any of the following under the *Nature Conservation Act 1992*—
  - (i) a national park (scientific);
  - (ii) a national park;
  - (iii) a national park (Aboriginal land);
  - (iv) a national park (Torres Strait Islander land);
  - (v) a national park (Cape York Peninsula Aboriginal land);
  - (vi) a conservation park; or

## Geothermal Energy Act 2010

**1      Schedule 2, definition *owner*, paragraph 1(h), ‘regional park’—**

*omit, insert—*

conservation park or resources reserve

**2      Schedule 2, definition *owner*, paragraph 1(q)—**

*omit, insert—*

(q) for any of the following land under the NCA—the State—

(i) a national park (scientific);

(ii) a national park;

(iii) a national park (Aboriginal land);

(iv) a national park (Torres Strait Islander land);

(v) a forest reserve.

## Greenhouse Gas Storage Act 2009

**1      Schedule 2, definition *owner*, paragraph 1(h), ‘regional park’—**

*omit, insert—*

conservation park or resources reserve

**2      Schedule 2, definition *owner*, paragraph 1(q)—**

*omit, insert—*

(q) for any of the following land under the NCA—the State—

- (i) a national park (scientific);
- (ii) a national park;
- (iii) a national park (Aboriginal land);
- (iv) a national park (Torres Strait Islander land);
- (v) a forest reserve.

## Land Act 1994

**1 Section 28(4), definition *action*, paragraph (d), ‘regional park (general)’—**

*omit, insert—*

conservation park

**2 Schedule 6—**

*insert—*

***conservation park*** means a conservation park under the *Nature Conservation Act 1992*.

***resources reserve*** means a resources reserve under the *Nature Conservation Act 1992*.

**3 Schedule 6, definition *national park*, ‘a national park’—**

*omit, insert—*

a national park (scientific) or national park

**4 Schedule 6, definition *nature conservation area*—**

*omit, insert—*

Schedule 1

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***nature conservation area*** means any of the following under the *Nature Conservation Act 1992*—

- (a) a national park;
- (b) a conservation park;
- (c) a resources reserve;
- (d) a forest reserve.

**5 Schedule 6, definition *regional park (general)*—**  
*omit.*

**6 Schedule 6, definition *rural leasehold land*, paragraph (d)(v) and (vi)—**  
*omit, insert—*

- (v) a conservation park;
- (vi) a resources reserve;
- (vii) a forest reserve.

## **Land Protection (Pest and Stock Route Management) Act 2002**

**1 Schedule 3, definition *owner*, paragraph (a)(viii), ‘regional park (general)’—**  
*omit, insert—*

conservation park

**2 Schedule 3, definition *State-controlled land*, paragraph (c)—**  
*omit, insert—*

- (c) a national park (scientific), national park, national park (Aboriginal land), national park (Torres Strait Islander land) or resources reserve under the *Nature Conservation Act 1992*;

**3      Schedule 3, definition *State-controlled land*, paragraph (d), ‘regional park (general)’—**

*omit, insert—*

conservation park

## **Liquor Act 1992**

**1      Section 173B(1)(a)(ii), from ‘government’ to ‘1992’;—**

*omit, insert—*

government, other than a conservation park or resources reserve under the *Nature Conservation Act 1992*;

## **Mineral and Energy Resources (Common Provisions) Act 2014**

**1      Schedule 1, section 7(1), ‘regional park’—**

*omit, insert—*

conservation park or resources reserve

**2      Schedule 1, section 7(2)(a) to (e)—**

*omit, insert—*

- (a) a national park (scientific);

Schedule 1

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- (b) a national park;
- (c) a national park (Aboriginal land);
- (d) a national park (Cape York Aboriginal Land);
- (e) a national park (Torres Strait Islander land);
- (f) a forest reserve.

## Mineral Resources Act 1989

**1 Schedule 2, definition *owner*, paragraph (a)(ii), ‘regional park (resource use area)’—**

*omit, insert—*

resources reserve

**2 Schedule 2, definition *protected area*—**

*omit, insert—*

***protected area*** means any of the following under the *Nature Conservation Act 1992*—

- (a) a national park (scientific);
- (b) a national park;
- (c) a national park (Aboriginal land);
- (d) a national park (Torres Strait Islander land);
- (e) a conservation park.

**3 Schedule 2, definition *reserve*, paragraph (a)(iii), ‘regional park (resource use area)’—**

*omit, insert—*

resources reserve

## **Petroleum Act 1923**

**1 Section 2, definition *owner*, paragraph 1(h), ‘regional park’—**

*omit, insert—*

conservation park or resources reserve

**2 Section 2, definition *owner*, paragraph 1(h)(A), after ‘the park’—**

*insert—*

or reserve

**3 Section 2, definition *owner*, paragraph 1(q)—**

*omit, insert—*

(q) for any of the following land under the NCA, the chief executive of the department in which the NCA is administered—

(i) a national park (scientific);

(ii) a national park;

(iii) a national park (Aboriginal land);

(iv) a national park (Torres Strait Islander land);

(v) a forest reserve.

## **Petroleum and Gas (Production and Safety) Act 2004**

**1 Schedule 2, definition *owner*, paragraph 1(h), ‘regional park’—**

*omit, insert—*

Schedule 1

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conservation park or resources reserve

**2      Schedule 2, definition *owner*, paragraph 1(h)(i), after ‘the park’—**

*insert—*

or reserve

**3      Schedule 2, definition *owner*, paragraph 1(q)—**

*omit, insert—*

- (q) for any of the following land under the NCA—the State—
  - (i) a national park (scientific);
  - (ii) a national park;
  - (iii) a national park (Aboriginal land);
  - (iv) a national park (Torres Strait Islander land);
  - (v) a forest reserve.

## **Vegetation Management Act 1999**

**1      Section 7(1)(b)—**

*omit, insert—*

- (b) any of the following protected areas under the *Nature Conservation Act 1992*—
  - (i) a national park (scientific);
  - (ii) a national park;
  - (iii) a national park (Aboriginal land);
  - (iv) a national park (Torres Strait Islander land);



- (v) a national park (Cape York Peninsula Aboriginal land);
- (vi) a conservation park;
- (vii) a resources reserve; or

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